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6	UNITED STATES DISTRICT COURT	
7	DISTRICT OF NEVADA	
8	ANTHONY COPLEY,	
9	Plaintiff,	
10	v.	2:15-cv-00702-RFB-CWH
11	THE STATE OF NEVADA et al.,	ORDER
12	Defendants.	
13	<u> </u>	
14	This action is a pro se civil rights complaint filed under 42 U.S.C. § 1983 by a state	
15	prisoner. Plaintiff has submitted an application to proceed in forma pauperis. (ECF No. 1)	
16	Based on the financial information provided, the Court finds that Plaintiff is unable to prepay	
17	the full filing fee in this matter.	
18	The Court entered a screening order on December 9, 2015. (ECF No. 3). The	
19	screening order imposed a 90-day stay and the Court entered a subsequent order in which the	

screening order imposed a 90-day stay and the Court entered a subsequent order in which the parties were assigned to mediation by a court-appointed mediator. (ECF No. 3, 6). The Office of the Attorney General has filed a status report indicating that settlement has not been reached and informing the Court of its intent to proceed with this action. (ECF No. 9).

For the foregoing reasons, IT IS ORDERED that:

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- 1. Plaintiff's application to proceed in forma pauperis (ECF No. 1) is GRANTED. Plaintiff will not be required to pay an initial installment of the filing fee. In the event that this action is dismissed, the full filing fee must still be paid pursuant to 28 U.S.C. § 1915(b)(2).
- 2. Plaintiff is permitted to maintain this action to conclusion without the necessity of prepayment of any additional fees or costs or the giving of security therefor. This order

granting leave to proceed *in forma pauperis* does not extend to the issuance and/or service of subpoenas at government expense.

- 3. Under 28 U.S.C. § 1915(b)(2), the Nevada Department of Corrections must pay to the Clerk of the United States District Court, District of Nevada, 20% of the preceding month's deposits to Plaintiff's account (Anthony Copley, #1047407), in the months that the account exceeds \$10.00, until the full \$350.00 filing fee has been paid for this action. The Clerk of the Court must SEND a copy of this order to the Finance Division of the Clerk's Office. The Clerk of the Court must also SEND a copy of this order to the attention of the Chief of Inmate Services for the Nevada Department of Corrections, P.O. Box 7011, Carson City, NV 89702.
- 4. The Clerk of the Court must electronically **SERVE** a copy of this order and a copy of Plaintiff's complaint (ECF No. 4) on the Office of the Attorney General of the State of Nevada, attention Kat Howe.
- 5. Subject to the findings of the screening order (ECF No. 3), within **21 days** of the date of entry of this order, the Attorney General's Office must file a notice advising the Court and Plaintiff of: (a) the names of the defendants for whom it accepts service; (b) the names of the defendants for whom it does <u>not</u> accept service, and (c) the names of the defendants for whom it is filing last-known-address information under seal. As to any of the named defendants for whom the Attorney General's Office cannot accept service, the Office must file, *under seal*, but must not serve the inmate Plaintiff the last known address(es) of those defendant(s) for whom it has such information. If the last known address of the defendant(s) is a post office box, the Attorney General's Office must attempt to obtain and provide the last known physical address(es).
- 6. If service cannot be accepted for any of the named defendant(s), Plaintiff must file a motion identifying the unserved defendant(s), requesting issuance of a summons, and specifying a full name and address for the defendant(s). For the defendant(s) as to whom the Attorney General has not provided last-known-address information, Plaintiff must provide the full name <u>and</u> address for the defendant(s).

7. If the Attorney General accepts service of process for any named defendant(s), such defendant(s) must file and serve an answer or other response to the complaint within 60 days from the date of this order.

8. From this point forward, Plaintiff must serve on defendant(s) or, if an appearance has been entered by counsel, on their attorney(s), a copy of every pleading, motion or other document submitted for consideration by the Court. Plaintiff must include with the original paper submitted for filing a certificate stating the date that a true and correct copy of the document was mailed to the defendants or counsel for the defendants. If counsel has entered a notice of appearance, Plaintiff must direct service to the individual attorney named in the notice of appearance, at the address stated therein. The Court may disregard any paper received by a district judge or magistrate judge which has not been filed with the Clerk, and any paper received by a district judge, magistrate judge, or the Clerk which fails to include a certificate showing proper service.

DATED: March 10, 2016

United States Magistrate Judge